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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Irving K. Cheung, et al.

Serial No.: 10/775,928 Art Unit: 1654

Filed: February 10, 2004 Examiner: Jeffrey E. Russel

For: PHARMACEUTICAL COMPOSITIONS OF ERYTHROPOIETIN

CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, or is being facsimile transmitted to the United States Patent and Trademark Office on:

November 9, 2005

/Myra H. McCormack/

Date

Signature

Myra H. McCormack

COMMISSIONER FOR PATENTS

P. O. Box 1450

Alexandria, VA 22313-1450

**PETITION FOR EXTENSION OF TIME AND AUTHORIZATION
TO CHARGE DEPOSIT ACCOUNT THEREFOR**

Dear Sir:

Applicant(s) petition(s) the Commissioner of Patents and Trademarks to extend the time for response to the Office Action dated May 9, 2005 for one (1) month(s) from October 9, 2005 to November 9, 2005. We filed a two (2) month Extension of Time on October 10, 2005. A Notice of Appeal is being filed concurrently herewith.

Please charge Deposit Account No. 10-0750/ORT0980CNT/FDC in the name of Johnson & Johnson for the cost of filing this Petition. Three copies of this Petition are enclosed.

11/15/2005 DTESEM1 00000016 100750 10775928

Respectfully submitted,

02 FC:1252 450.00 DA

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